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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/020,692	12/14/2001	David Alan Burton	SJO920010194US1	1341
46917	7590	03/21/2006	EXAMINER	
KONRAD RAYNES & VICTOR, LLP. ATTN: IBM37 315 SOUTH BEVERLY DRIVE, SUITE 210 BEVERLY HILLS, CA 90212			NGUYEN, VAN H	
			ART UNIT	PAPER NUMBER
			2194	

DATE MAILED: 03/21/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

**SUPPLEMENTAL  
Notice of Allowability**

Application No.

10/020,692

Examiner

VAN H. NGUYEN

Applicant(s)

BURTON ET AL.

Art Unit

2194

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Applicant's amendments and supporting arguments filed 12/08/2005.
2. ☐ The allowed claim(s) is/are 1-4, 6-10, 13-23, 25-29, 32-38, 40-44, and 47 (now renumbered 1-38).
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

  
WILLIAM THOMSON  
SUPERVISORY PATENT EXAMINER

### **DETAILED ACTION and ALLOWANCE**

1. The inadvertent indication regarding double patenting in the previous notice of allowance was erroneously made, and is hereby corrected. There is no obviousness-type double patenting rejection and therefore, no terminal disclaimer required.
2. Claims 1-4, 6-10, 13-23, 25-29, 32-38, 40-44, and 47 have been examined and allowed.

### **DRAWINGS**

3. Formal drawings filed on December 14, 2001 are acceptable.

### ***REASONS FOR ALLOWANCE***

4. The following is an examiner's statement of reasons for allowance:
5. The prior art does not expressly teach or render obvious the invention as recited in independent claims 1, 20, and 35 as amended by Applicant.
6. Jones et al. (U.S. 6,134,603) substantially discloses a method for implementing a remote procedure call as described in independent claims 1, 20, and 35 [see figs 3-6 and the accompanying text beginning at col.8, line 3]. However, the claimed "*generating a*

*client communication object; and generating a server communication object, wherein the client and server communication objects enable communication between the client and the server communication objects; passing the remote method to the client communication object; transmitting to the server communication object, with the client communication object, an invocation method specifying the remote method on one specified remote object to the server communication object; determining, with the server communication object, whether the remote object specified in the received invocation method is accessible through a second server communication object; and transmitting, with the first server communication object, the received invocation method to the second server communication object to execute against the specified remote object; executing, with the second server communication object, the remote method specified in the invocation method on the specified remote object; returning, with the second server communication object, data generated in response to execution of the remote method on the specified remote object to the client communication object”* was not uncovered in the prior art teachings.

7. Nor were references uncovered that would have provided a basis of evidence for asserting a motivation that one of ordinary skill level in the art at the time the invention was made, knowing of a method for implementing a remote procedure call in this specific environment, would have integrated or modified to teach the method for implementing a remote procedure call including the specific features as recited in the context of independent claims 1, 20, and 35.

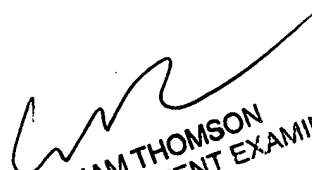
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8. Dependent claims are allowed as they depend upon allowable independent claims.
9. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

#### CONTACT INFORMATION

10. Any inquiry or a general nature or relating to the status of this application should be directed to the TC 2100 Group receptionist: (571) 272-2100.  
Any inquiry concerning this communication or earlier communications from the Examiner should be directed to VAN H. NGUYEN whose telephone number is (571) 272-3765.  
The examiner can normally be reached on Monday-Thursday from 8:30AM - 6:00PM.  
The Examiner can also be reached on alternative Friday.  
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor WILLIAM THOMSON can be reached at (571) 272-3718.  
The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.  
Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

**Any response to this action should be mailed to:**  
**Commissioner for patents**  
**P O Box 1450**  
**Alexandria, VA 22313-1450**

  
**WILLIAM THOMSON**  
**SUPERVISORY PATENT EXAMINER**